

GOVERNMENT OF TELANGANA  
ABSTRACT

Tribal Welfare Department – Telangana State – Adilabad District – Issue of Local Scheduled Tribe Agency Area Certificates – Cancellation of Local Scheduled Tribe Agency Area Certificate by the District Collector, Adilabad District vide Prods.No.C3/6255/2011-15, dated 18.04.2012 - Appeal filed by Rathod Anitha, D/o.Vasanth Rao, R/o.Laltekd, Walgonda Heerapur Village, Indervelly Mandal, Adilabad District - Appeal Allowed – Orders – Issued.

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TRIBAL WELFARE (LTR) DEPARTMENT

G.O.Ms.No. 54

Dated: 06-10-2023.

Read the following:-

- 1.Proceedings No. No.C3/6255/2011-15, dated 18.04.2012 O/o. the District Collector, Adilabad District.
- 2.Appeal petition of Rathod Anitha, D/o.Vasanth Rao, R/o.Laltekd, Walgonda Heerapur Village, Indervelly Mandal, Adilabad District dated 26.08.2023.
- 3.Govt. Memo.No.994/TW.LTR/2023-1, dated 05.09.2023.
- 4.Govt. Notice No.994/TW.LTR/2023, dated 05.09.2023.

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ORDER:-

In the reference 1<sup>st</sup> read above, the District Collector, Adilabad District, has cancelled the Local ST Certificate bearing No. No.78/2005, dated 29.11.2006 issued by the Mandal Revenue Officer, Indervelly in favour of the appellant Rathod Anitha, D/o.Vasanth Rao, R/o.Walgonda Village of Indervelly Mandal, Adilabad District and declared that the appellant does not belong Agency Area for the following reasons:

- Rathod Anitha D/o Vasanth Rao R/o Walgonda village of Indervelly Mandal had attended before the Scrutiny Committee on 25.11.2011 and submitted copy of High Court orders in WP No.1880/73 and copy of Pattedar Pass Book in support of her claim which were not sufficient. She was given opportunities to produce evidences to prove her continuous residence in the Agency area since 26.1.1950, but she failed to prove the same.
- The Tahsildar, Indervelly who enquired into the matter had reported that the Local ST certificate issued to Rathod Anitha is not genuine.
- The study teams who visited the village and conducted enquiries reported that the Local Scheduled Tribe Candidate Certificate was issued to the candidate basing on the Community, Nativity and Date of Birth Certificate issued on 22.5.2004. The documentary evidence did not support claim of the candidate that she or her parents have been residing in scheduled area continuously since 26.1.1950 as required under G.O.Ms.No.3, dated 10.1.2000.
- As Rathod Anitha D/o Vasanth Rao had failed to produce documentary evidences to prove her/her parents/ancestors continuous residence in the agency area, her Local ST certificate bearing No.78/2005, dated 29.11.2006 has been cancelled.
- The enquiry has been taken up and completed in accordance with the procedure envisaged under the Act 16 of 1993 related to issuance and cancellation of Community, Nativity and Date of Birth Certificates to SCs, STs and BCs.

2. Aggrieved by the above cancellation orders of the Collector & District Magistrate, Adilabad, in the reference 2<sup>nd</sup> read above, the Appellant Rathod Anitha, D/o Vasanth Rao, R/o Walgonda village, Indervelly Mandal, Adilabad District has filed the present Appeal before the Government as required under GO Ms.No.24, Tribal Welfare (LTR) Department, dated 12.6.2018 as the appellant has been provisionally selected to the post of School Assistant (Mathematics) and also School Assistant (Physical Sciences) in the Teachers Recruitment Special DSC conducted during 2011 vide her Application Nos.111505 and 111506 respectively, under Agency Area Local ST candidate category– gist of which is as under:

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- i) She belongs to poor Scheduled Tribe (Lambada) Community and hails from Agency Area in Adilabad District right from her forefathers even prior to 1950 but the authorities at District level had not considered her pleas and evidences and cancelled her local Scheduled Tribe Certificate due to which she was deprived of the opportunity of appointment to the post of School Assistant (Mathematics).
- ii) In support of her claim that she belongs to the Agency Area Local ST candidate category, she has submitted the following documentary evidences along with the Appeal:
  - a) Certificates related to educational qualifications right from Primary level to Graduation (B.Sc. MPC), B.Ed. and TET qualification conducted in July, 2011 vide Hall Ticket No.319126102520.
  - b) Community and Date of Birth Certificate bearing No.TSGGAA 75125114 issued by the Tahsildar, Indravelly certifying that she belongs to Lambadis-28 (ST) community and resident of WalgondaHeerapur village of Indravelly Mandal. Date of Birth is 5.2.1988.
  - c) Certificate of Proof of Local Scheduled Tribe Candidate issued by Mandal Revenue Officer, Indravelly bearing No.78/005, dated 29.11.2006 – wherein it was certified that the appellant belongs to ST (Lambada) community and residing in Laltekdi H/o W-Heerapur village of Indravelly Mandal and that her parents have been residing in Laltekdi H/o W.Heerapur of Indravelly Mandal in Adilabad District since 26.1.1950 which falls within the scheduled area.
  - d) Aadhar Card No.3246 3513 1407 issued to her father Rathod Vasanth Rao wherein residential address was recorded as H.No.1-38, Lal Tekdi, Walganda Heerapur, Adilabad District
  - e) Household Card issued by Revenue authorities bearing No.WAP190700400201 in the name of her father Rathod Vasanth Rao wherein their residential address was recorded as H.No.1-38, Laltakadi, Heerapur, Indravelly Mandal.
  - f) Aadhar Card No.6722 1402 5502 issued to the appellant (after her marriage).
  - g) Election Photo Identity Card bearing No.AP/35/241/252036 issued to her grandfather Sri Gambirsingh S/o Pratapsingh by Electoral Registration Officer, Adilabad, wherein his residence was recorded as H.No.1-41, Walgonda Heerapur, Dongargaon.
  - h) Election Photo Identity Card bearing No.AP/35/241/252787 issued to Sri Rathod Vasanth Rao i.e. father of appellant by Electoral Registration Officer, Boath (ST) Assembly Constituency wherein their residence was recorded as Walgonda Heerapur village.
  - i) Family Tree drawn and attested by the Deputy Tahsildar, Indravelly:

Sri Prathap Singh S/o LuluNaik @ Sakru is her great grandfather. He has five sons namely 1) Surya 2) Bhura 3) Gambira (appellant grandfather) 4) Parshuram and 5) Jor Singh.

Gambira (grandfather) has six sons namely 1) Vasantha Rao (father) 2) Jaiwanth Rao 3) Bheem Rao 4) Govind Rao 5) Rohidas and 6) Ravinder.

Vasantha Rao (father) has four children viz., 1) Anitha (appellant) 2) Gopal 3) Jaipal and 4) Madhukar.

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- j) Sale agreement dated 11.12.1952 for purchase of cattle from one Sri Lakshma Reddy S/o Ganga Reddy R/o Boregaon village of Boarth Taluq, Adilabad District by her great grandfather Sri Rathod Pratapsingh S/o Lalu R/o Pochampalli, Utnoor Taluq, Adilabad District.
- k) Pahani for the year 1971-72 – Walgonda Heerapur village – recorded name of her grandfather Gambirya S/o Prathap.
- l) Pahani for the year 1981-82 – Walgonda Heerapur village – recorded name of her grandfather Gambirya S/o Prathap for an extent of acs.6.00.
- m) Pahani for the year 1984-85 – Walgonda Heerapur village – recorded name of her grandfather Gambirya S/o Prathap and Jorsingh S/o Pratap (youngest brother of her grandfather).
- n) Pahani for the year 1989-90 – Walgonda Heerapur village – recorded names of her grandfather Gambirya S/o Pratapsingh and her father Rathod Vasanthrao S/o Gambira.
- o) Pahani for the year 1995-96 – Walgonda Heerapur village – recorded names of her grandfather Rathod Gambeera, her father Rathod Vasanthrao and youngest brother of her grandfather viz., Rathod Jorsingh.
- p) Pahani for the year 2001-2002 – Walgonda Heerapur village – recorded names of her grandfather Rathod Gambeera, her father Rathod Vasanthrao and youngest brother of her grandfather viz., Rathod Jorsingh.
- q) Pahani for the year 2005-2006 – Walgonda Heerapur village – recorded names of Rathod Jorsingh (youngest brother of her grandfather), Rathod Bheemrao (paternal uncle), Rathod Gambirsingh S/o Pratapsingh (her grandfather), Rathod Vasanthrao S/o Gambira (her father).
- r) Pahani for the year 2009-2010 – Walgonda Heerapur village – recorded names of Rathod Jorsingh S/o Pratapsingh (youngest brother of her grandfather), Rathod Bheemrao (paternal uncle), Rathod Pattibai W/o Gambirsingh (grandmother), Rathod Vasanthrao (father).
- s) Pahani for the year 2015-16 – Walgonda Heerapur village - recorded names of Rathod Jorsingh (youngest brother of grandfather), Rathod Bheemrao (paternal uncle), Rathod Pattibai W/o Gambir (grandmother), Rathod Ravinder S/o Gambira (paternal uncle), Rathod Vasanthrao (father).
- t) Pattedar Pass Book bearing No.T13150060183 – Khata No.233 – issued by Tahsildar, Sirikonda Mandal – for possession of acs.5.00 in Sy.No.1/280 in Pochampalli in favour of Rathod Vasanthrao (father).
- u) Pattedar Pass Book bearing No.T13100210083 – Khata No.150 – issued by Tahsildar, Indervelly – for possession of acs.4.00 in Sy.No.77/89/1 in Walgonda Heerapur village – in favour of Rathod Ravinder (paternal uncle).
- v) Voter list for the year 1977 – 241 Boath Assembly Constituency - Part No.183 – Dongergaon village – Firka: Indravelly – Taluq: Utnoor – names of grandparents viz., Gambirya and Pattibai were recorded at Sl.Nos.198 and 199.
- w) Heerapur PESA Gram Sabha Resolution dated 05.07.2023 – wherein it was resolved that the family of Rathod Anitha D/o Vasantha and their grandparents have been continuously living in Walgonda Heerapur village (Laltekdi) from the year 1949.

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- x) Gram Panchayat: Walgonda Heerapur Resolution dated 05.07.2023 – wherein it was resolved that the family of Rathod Anitha D/o Vasanthrao and their forefathers have been continuously living in Walgonda Heerapur village from the year 1949.

3. From the above documentary evidences, the Appellant Rathod Anitha has submitted that she belongs to ST Lambada community hailing from Walgonda Heerapur agency village of Indervelly Mandal in Adilabad District from before 1950 i.e. from her forefathers. Therefore, the Appellant has prayed the Government to allow her Appeal treating her as Agency Area Local ST of Walgonda Heerapur village and her Local ST certificate bearing No.78/2005, dated 29.11.2006 issued by the Tahsildar, Indervelly as Genuine.

4. In the reference 3<sup>rd</sup> read above, Government have admitted the above Appeal petition under G.O.Ms.No.24, dated 12.06.2018 and requested the District Collector, Adilabad District, the Project Officer, ITDA, Utnoor, Adilabad District and Tahsildar Indervelly Mandal Adilabad District to submit connected case records documents pertaining to the case along with para-wise remarks.

5. In the reference 4<sup>th</sup> read above, Notice was issued to the Appellant to attend for hearing on 14.09.2023 at 3.00 PM before the Government to prove her claim along with documentary evidences. Accordingly, the Appellant, the Appellant Rathod Anitha has attended and submitted certain copies of documents.

6. On perusal of the documentary evidences produced by the Appellant before the Government would amply suffice to prove that the Appellant is a local ST of Walgonda Heerapur agency village in Indervelly Mandal of Adilabad District.

7. Government after careful examination of the matter, hereby allow the Appeal petition filed by the Appellant Rathod Anitha, D/o.Vasanth Rao, R/o.Laltekd, Walgonda Heerapur Village, Indervelly Mandal, Adilabad District, treating her as Local Scheduled Tribe of Walgonda Heerapur agency village in Adilabad District, duly setting aside orders of the District Collector, Adilabad in Procs.No.C3/6255/2011-15, dated 18.4.2012 and also her Agency Area Local ST Certificate bearing No.78/2005, dated 29.11.2006 issued by the Tahsildar, Indervelly is treated as GENUINE.

8. The Collector and District Magistrate, Adilabad District shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

Dr.CHRISTINA Z.CHONGTHU,  
SECRETARY TO GOVERNMENT.

To

The Collector and District Magistrate, Adilabad District (By RPAD)

RathodAnitha, D/o.Vasanth Rao,

R/o.H.No. 1-38, Laltekd, Walgonda Heerapur Village,

Indervelly Mandal, Adilabad District-504346 (By RPAD)

Copy to:-

The Commissioner Tribal Welfare, Telangana State, Hyderabad.

The Project Officer, ITDA, Utnoor, Adilabad District

The Deputy Director(TW), Adilabad District.

The District Educational Officer, Adilabad District.

The Tahsildar, Indervelly Mandal, Adilabad District.

The P.S. to Hon'ble Minister for ST Welfare.

The PA to Secretary (TW).

The PA to Special Secretary (TW).

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//FORWARDED::BY ORDER//

SECTION OFFICER.